APPENDIX A

[EMBLEM]

U.S. DEPARTMENT OF LABOR
Employment and Training Administration
P.O. Box 8796
Philadelphia, Pennsylvania 19101

Reply to the Attention of: III TGE-MA

Aug. 22, 1980

Arthur L. Lane, Jr., DPA
Commissioner
Virginia Employment Commission
Post Office Box 1358
Richmond, Virginia 23211

Dear Dr. Lane:

Enclosed are copies of 23 letters to farmworkers who have appealed State agency determinations regarding their complaints to the Regional Administrator. These complaints were originally filed regarding events which occurred during the 1978 apple harvest.

We have reviewed each case and have made a final determination in 14 of the cases. In 9 cases, the National Solicitor's Office is continuing to investigate.

Please arrange to prepare your files, on the cases where final determinations have been made, for possible litigation. Please provide the National Solicitor's Office with any assistance they may require concerning any case where a final determination has not yet been made.

Thank you for your assistance and cooperation.

Sincerely,

/s/ Martin Weinles
MARTIN WEINLES
Associate Regional Administrator
Office of Job Service

Enclosures [only two of 23 enclosures are attached]

[EMBLEM]

U.S. DEPARTMENT OF LABOR
Employment and Training Administration
P.O. Box 8796
Philadelphia, Pennsylvania 19101

Reply to the Attention of: III TGE-MA

Aug. 8, 1980

REGISTERED MAIL

Mr. Jose Rosario Lopez
Bo. Quebradilla (General Delivery)
Barranquitas, Puerto Rico 00618

Dear Mr. Lopez:

On August 1, 1979, this office received your complaint, filed November 14, 1978, with the Puerto Rico Department of Labor and Human Resources against Alfred L. Snapp and Son, Inc. Pursuant to 20 C.F.R. Section 658.412, this office forwarded your complaint to the appropriate local State employment office for investigation.

On October 22, 1979, you were sent the determination of the State agency which concluded that Alfred L. Snapp and Son, Inc. did not violate the terms and conditions of employment specified in the Interstate Clearance Job Order on which you were referred. Subsequent to this determination this office received written notification of your intent to appeal the determination of the State agency.

Pursuant to 20 C.F.R. Section 658.421, this office reviewed the State agency file and further requested any additional information or documentation from you and the Puerto Rico Employment Service regarding your appeal. Based upon the information provided to this office, it is my determination that the State agency was correct in finding no material violation of the employment

service regulations. Therefore, this determination constitutes the final decision of the Secretary of the United States Department of Labor.

Sincerely,

/s/ William J. Haltigan
WILLIAM J. HALTIGAN
Regional Administrator

cc. Reading, Dower, Job Service, CAO-3, VA SESA, Puerto Rico SESA, National SOL, Puerto Rico Legal Services, Alfred L. Snapp & Son, Inc.
Route 4, Box 444
Winchester, Virginia 22601

[EMBLEM]

U.S. DEPARTMENT OF LABOR
Employment and Training Administration
P.O. Box 8796
Philadelphia, Pennsylvania 19101

Reply to the Attention of: III TGE-MA

Aug. 8, 1980

REGISTERED MAIL

Mr. Jose L. Vargas Arroyo
Bo. Barrero, Buzon 924
Rincon, Puerto Rico 00743

Dear Mr. Arroyo:

On December 18, 1978, this office received your complaint, filed September 29, 1978, with the Puerto Rico Department of Labor and Human Resources against Frederick Farms. Pursuant to 20 C.F.R. Section 658.412, this office forwarded your complaint to the appropriate local State employment office for investigation.

On April 13, 1979, you were sent the determination of the State agency which concluded that Frederick Farms did not violate the terms and conditions of employment specified in the Interstate Clearance Job Order on which you were referred. Subsequent to this determination this office received written notification of your intent to appeal the determination of the State agency.

Pursuant to 20 C.F.R. Section 658.421, this office reviewed the State agency file and further requested any additional information or documentation from you and the Puerto Rico Employment Service regarding your appeal. Based upon the information provided to this office, it is my determination that further investigation of your complaint is warranted. This office, in conjunction with the Office of the Solicitor of Labor, is therefore, continuing

to investigate the circumstances giving rise to your complaint. Accordingly, we again request that if you have any additional information or documentation which relate to your complaint, please forward copies to this office for inclusion in your file.

Sincerely,

/s/ William J. Haltigan
WILLIAM J. HALTIGAN
Regional Administrator

cc. Reading, Dower, Job Service, CAO-3, VA SESA, Puerto Rico SESA, National SOL, Puerto Rico Legal Services, Frederick Farms
P.O. Box 24
Winchester, Virginia 22601

APPENDIX B

COMMONWEALTH OF PUERTO RICO
DEPARTMENT OF LABOR AND
HUMAN RESOURCES
BUREAU OF EMPLOYMENT SECURITY
Hato Rey, Puerto Rico

OFFICE OF THE DIRECTOR

April 7, 1980

Mr. James A. Ware
Regional Administrator
U.S. Department of Labor
Employment and Training Administration
1515 Broadway
New York, New York 10036

Attention: Mr. Ken Hamlett

Dear Mr. Ware:

This is in relation to a complaint filed by Mr. Juan Valderrama, SS# 583-43-6006, against employer Altamont Farm, Inc., Milton, N.Y., pursuant to the 1978 apple harvest.

Mr. Valderrama is not satisfied with the decision taken by the Department of Labor of the State of New York in the resolution of his complaint. He wishes to appeal this decision and has requested us to act on his behalf.

With this appeal we include copy of the Opinion and Sentence issued by a Superior Court of Puerto Rico as a result of a lawsuit filed against Altamont Farms, Inc. by Nelly Ríos, et al., among which is Mr. Juan Valderrama (Civil Number 78-6106 (901)-San Juan Superior Court).

The above mentioned resolution appears to be in direct conflict with the conclusions reached by the New York Department of Labor in Mr. Valderrama's as well as in other complaints filed against Altamont Farms, Inc.

Thank you for your attention to this matter.

Sincerely,

/s/ Leandro L. Pena
LEANDRO L. PENA
Director

Enclosures